

JUDGE'S COPY

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copy

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

GLADWIN WILSON,

Petitioner,

v.

IMMIGRATION AND NATURALIZATION
SERVICE,

Respondent

:
: 1:CV-00-0723
:
: (Judge Caldwell)
:
:
:
:
:
:

FILED
HARRISBURG, PA

JUL 10 2000

RESPONSE TO
ORDER TO SHOW CAUSE

MARY E. D'ANDREA, CLERK
Per MA
Deputy Clerk

Introduction

Petitioner Gladwin Wilson is a native and citizen of Guyana currently in the custody of the Immigration and Naturalization Service (INS). He has filed a "Petition to Reopen and to Schedule Hearing on Petition's [sic] United States Naturalization Proceeding with Complaint for Declaratory Judgment Pursuant to 28 U.S.C. § 2201" (hereinafter "petition"). Through this petition, Mr. Wilson does not explicitly seek release from detention; rather, he seeks an order scheduling a hearing on his citizenship proceedings and directing the INS to allow him to take the Oath of Allegiance as a United States citizen. Petition, at 5. However, the Court has construed the filing as a habeas corpus petition under 28 U.S.C. §2241, and has issued an Order to Show

Cause. Because the Court lacks jurisdiction to order the relief requested, the petition for habeas corpus should be denied.

Statement of the Case

Petitioner filed his petition on April 20, 2000. On June 19, 2000, the Court issued an Order to Show Cause requiring respondent to file a response within twenty days, or by July 10, 2000. This response is filed on behalf of the INS in opposition to the petition.

Petitioner Gladwin Wilson was a party to an earlier joint petition for habeas corpus filed by six detainees on February 24, 2000.¹ That petition is still pending before the Court.

In addition, on June 5, 2000, petitioner filed a Petition for Review in the United States Court of Appeals for the Third Circuit. Exh. A.

Petitioner Gladwin Wilson is a native and citizen of Guyana who entered the United States in 1988. Exh. B. Mr. Wilson applied for naturalization, but never completed the process. Petition at 2-3. In 1998, Mr. Wilson was convicted in the United States District Court for the Eastern District of New York of conspiring to utter and possess forged and counterfeit securities. He was sentenced to twelve months and one day incarceration. Exh. C. According to the Grand Jury Indictment,

¹ See Jibril Koita, Gladwin Wilson, Omari Maher, Saleh Sharif, Celio De La Cruz and Anh Le v. Reno, 1:CV-00-0070 (M.D.Pa.) (Judge Caldwell).

the conduct for which Mr. Wilson was convicted occurred in June and July, 1995. *Id.* On April 5, 1999, he was placed in removal proceedings under Section 237(a)(2)(A)(iii) of the Immigration and Nationality Act, on the grounds that he had been convicted of an aggravated felony. Exh. D. On October 15, 1999, Mr. Wilson was ordered deported to Guyana. Exh. E. Through his attorney (who is not representing him before this Court), he timely filed an appeal to the Board of Immigration Appeals. Exh. F. He is currently being detained at the Snyder County Prison. Petition at 5.

Question Presented

Whether petitioner is entitled to a hearing in his naturalization proceeding or an order directing the INS to allow him to take the oath of citizenship?

Suggested answer in the negative.

Argument

Petitioner argues that the INS violated his due process rights by failing to schedule him to take the Oath of Allegiance to become a naturalized citizen, thereby leaving him subject to deportation for conviction of an aggravated felony. Petitioner's argument fails both because his constitutional rights have not been violated and because the Court lacks the authority to make him a citizen.

Mr. Wilson claims that he was interviewed in connection with his application for naturalization in April, 1996. He claims

that he was thereafter informed that his application had been granted, and that he would be scheduled to take the Oath of Allegiance within three months. Petition, at 2-3. He further claims that he was never scheduled to take the oath, despite his repeated calls to the INS office to inquire about the delay. *Id.* Respondent would note that Mr. Wilson's naturalization interview occurred after the events for which he was later convicted and sentenced. Thus, he is arguing that he had a constitutional right to be scheduled to take the Oath of Allegiance, and to become a citizen, during the time period after he had committed the crime and before he was convicted and sentenced.

As noted above, Mr. Wilson has filed with the Third Circuit a petition for review of the Board of Immigration Appeals' decision on his appeal. The Immigration and Nationality Act provides that an alien's claim of nationality is to be heard on petition for review in the court of appeals. 8 U.S.C. § 1252(b)(5). That section provides the exclusive forum for a claim of nationality. 8 U.S.C. § 1252(b)(5)(C). This Court lacks jurisdiction to determine Mr. Wilson's claim of citizenship. Although respondent does not concede that Mr. Wilson has stated a viable claim of entitlement to citizenship, to the extent that he wishes to assert such a claim he must assert it through his pending petition for review in the Court of

Appeals.²

Even if this Court had jurisdiction to review decisions on naturalization, Mr. Wilson could not possibly prevail. The Oath of Allegiance is an unqualified requirement for naturalization. 8 U.S.C. § 1448; U.S. v. Macintosh, 283 U.S. 605 (1931); In re Meghnot, 238 F.Supp. 479 (E.D.Mi. 1965). The regulations relating to applications for naturalization are set forth in Subchapter 3 of Title 8, Code of Federal Regulations. Applicants for naturalization are to be investigated and personally interviewed before decisions are made on their applications. 8 C.F.R. §§ 335.1 and 335.2. The examining INS officer may grant the application at the conclusion of the interview. 8 C.F.R. § 335.3. However, should the INS receive derogatory information concerning an applicant after the application has been granted but before the applicant has taken the Oath of Allegiance, the application may be reopened and, if appropriate, denied. 8 C.F.R. § 335.5.

The regulations provide a procedure for review of such a denial. 8 C.F.R. § 336. Clearly, the statute and regulations, taken together, foreclose naturalization without the Oath of Allegiance. In addition, they provide due process for applicants

² Section 1252(a) excludes criminal aliens from the judicial review available to other aliens with final orders of removal. To the extent Mr. Wilson can obtain review of the naturalization issue anywhere, however, section 1252(b) limits it to the Court of Appeals.

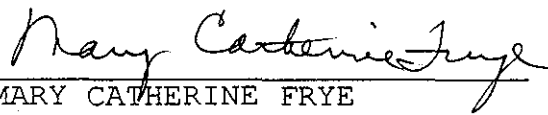
who are denied citizenship before taking the Oath of Allegiance. Mr. Wilson has no right to citizenship, and no claim to the relief he is seeking from this Court.

Conclusion

For the foregoing reasons, respondent respectfully requests that this Court deny petitioner's petition for writ of habeas corpus.

Respectfully submitted,

DAVID M. BARASCH
United States Attorney


MARY CATHERINE FRYE
Assistant U.S. Attorney
228 Walnut Street
Harrisburg, PA 17108
(717) 221-4482

Dated: July 10, 2000

JUL-06-2000 14:53

DOJ/OIL

202 616 9777

P.03

UNITED STATES COURT OF APPEALS

Marcia M. Waldron
Acting Clerk

FOR THE THIRD CIRCUIT
21400 United States Courthouse
601 Market Street
Philadelphia, PA 19106-1790

Telephone
267-299-4921

pacer.ca3.uscourts.gov

June 6, 2000

Frank B. Lindner, Esq.
Lindner & Lindner
205 Floral Vale Boulevard
Yardley, PA 19067

RE: Docket No. 00-1762
Wilson vs. Atty Gen USA
Agency No. A41 928 716

Dear Counsel:

We have today docketed the above-captioned case, filed by Gladwin Wilson, as No. 00-1762. This docket number must appear on all documents related to this case which are submitted to this Court.

Receipt is acknowledged today of petition for review and docketing fee in the amount of \$100.00. A receipt, for the fee is enclosed.

Please note that the filing of this petition for review will not automatically stay removal. A separate motion for stay of removal must be filed. See 8 U.S.C. Section 1252(b)(3)(B). If you wish to file a motion to stay deportation proceedings with this Court, you must submit an original and three copies of the motion to the Clerk of the Court; serve each of the opposing parties with a copy of the motion; and submit a certificate of service.

CAPTION: Attached please find a copy of the full caption as taken from the petition for review or application for enforcement. Please review this attachment carefully and promptly advise this office in writing of any discrepancies.

Please read the following carefully. Each of the following paragraphs identifies a responsibility that must be met immediately.

Exhibit A
39-62-1425.03

JUL-06-2000 14:53

DOJ/OIL

202 616 9777

P.02



U.S. Department of Justice

CCF:MRH:lta
CD-NEW

Telephone: (202) 353-7743

Washington, D.C. 20530

23

Honorable Marcia Waldron, Acting Clerk
United States Court of Appeals
for the Third Circuit
U. S. Courthouse, Room 21400
601 Market Street
Philadelphia, PA 19106-1790

Re: Gladwin Wilson v. INS,
No. 00-1762 (3rd Cir.); A41 928 716

Dear Ms. Waldron:

We received the above-entitled Petition for Review in this office on June 9, 2000.

Enclosed is an appearance form executed by the undersigned and Christopher C. Fuller, attorneys with this office. Please enter our appearances as counsel for respondent. We have provided appropriate notice to petitioner's counsel.

Sincerely,

MATTHEW R. HALL
Attorney
Office of Immigration Litigation
Civil Division
P.O. Box 878, Ben Franklin Station
Washington, D.C. 20044

Enclosure

FILE

ME f
6/23/2000
6-23-2000

JUL-06-2000 14:53

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202 616 9777

P.04

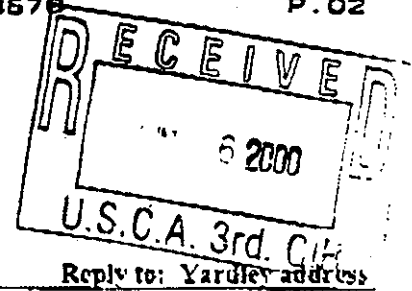
Linda Lindner & Lindner

2155798570

P.02



LINDNER & LINDNER, Attorneys-at-Law
 205 Floral Vale Boulevard
 Yardley, PA 19067
 (215) 579-9800
 (215) 579-8570 FAX
 e-mail: lindner@voicenet.com



Marion F. Lindner, Esquire
 Frank B. Lindner, Esquire

Ibrahim Sanogo, Paralegal

Overseas Division
 14, Panna Nagar Main Road
 1st Floor
 Nungambakkam
 Madras - 34
 India

Philadelphia Office
 1500 Walnut Street
 Suite 505
 Philadelphia, PA 19102

Midwest Office
 30101 Northwestern Hwy.
 Suite 301
 Farmington Hills, MI 48334

June 6, 2000

Honorable P. Douglas Sisk, Clerk
 United States Court of Appeals
 For the Third Circuit
 U.S. Courthouse
 Room 21400
 601 Market Street
 Philadelphia, PA 19106-1790

RE: GLADWIN WILSON VS. INS
A41-928-716

Dear Mr. Sisk:

cc 1762

Enclosed please find Gladwin Wilson's Petition for Review. A copy has been served on Respondents as indicated in the Certificate of Service.

Sincerely:


 FRANK B. LINDNER, ESQ.

FBL/el
 Enclosure
 Cc: Gladwin Wilson

JUL-06-2000 14:54

DOJ/OIL

202 616 9777

P.05

A Lindner & Lindner

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P.03

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

GLADWIN WILSON
A41-928-716

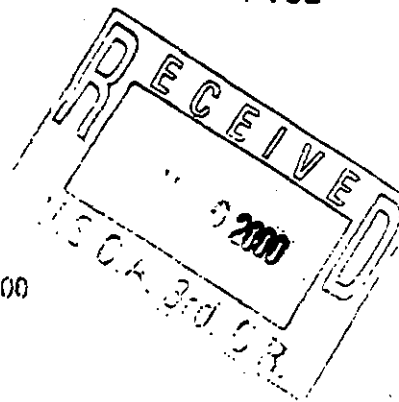
Petitioner

Vs.

IMMIGRATION AND
NATURALIZATION SERVICE

Respondent

C/A Dkt. No. 00



Petitioner GLADWIN WILSON hereby petitions this Court for review of the decision of the Board of Immigration of Appeals dated 5-10-2000.

Dated: Yardley, Pennsylvania
6-6-2000

Respectfully submitted,

A handwritten signature in black ink, appearing to be "Frank B. Lindner", written over a horizontal line.

FRANK B. LINDNER, ESQUIRE
Attorney for Petitioner
205 Floral Vale Boulevard
Yardley, PA 19067
Telephone: (215) 579-9800

202 616 9777 P.06

JUL-06-2000 14:54

DOJ/OIL

Frank B. Lindner & Lindner

2155798570

P.04

CERTIFICATE OF SERVICE

I, Frank B. Lindner, Esq., hereby affirm that the following persons have been served the Petition for Review by regular mail on June 6, 2000:

Office of the U.S. Attorney
615 Chestnut Street
8th Floor
Philadelphia, PA 19106

Janet Reno
Attorney General of the United States
10th Street
Constitution Avenue, Northwest
Washington, D.C. 20530

District Director
Immigration and Naturalization Service
1600 Callowhill Street
Philadelphia, PA 19130



FRANK B. LINDNER, ESQ.

DATE: 6-6-00

U.S. Department of Justice
Immigration and Naturalization

Recd. of Deportable/Inadmissible Alien

CONTROL Name (Last, First, Middle) INMATE# 47748-053 PRD 6/15/99 Gladwin WILSON							Aliases		
Birthdate 1/30/59		Age 40		Marital Status <input type="checkbox"/> Single <input type="checkbox"/> Separated <input type="checkbox"/> Widowed <input type="checkbox"/> Married <input type="checkbox"/> Divorced		File Number A41 928 716		Name of Last/Current U.S. Employer N/A	
Sex M	Hair BLK	Eyes BRN	Complexion DARK	Height 510	Weight 215	Scars or Marks SC ABOVE L EYE		Address of U.S. Employer N/A	
U.S. Address/Mail (Number) (Street) (City) (State) (ZIP CODE) LSCI ALLENWOOD, P.O. BOX 1500 WHITE DEER PA 17887				Type of Employment N/A					
Alien's Telephone # (570) 547-1990				Date of Action 3/17/99		Location Code ALW		Salary N/A hr. From: N/A To: N/A	
City, Province (State) and Country of Birth GEORGETOWN, GUYANA				Country of Citizenship GUYANA		Passport Number and Country of Issue 247904 GUYANA			
Date, Place, Time, and Manner of Last Entry/Attempted Entry 4/18/88 NEW YORK, NEW YORK PLANE				Status at Entry PS-1 IMMIGRANT		Length of Time Illegally in U.S. NONE		Status When Found INSTITUTION	
Foreign Address/Residence (Number, Street, City, Province (State), Country) GEORGETOWN, GUYANA						Arrived From/Boarded At GUYANA			
Method of Location/Apprehension 511.2.2				(At/Near) ALW		Date & Hour 3/17/99		Apprehended by MATTHEW A STERMAN / AGENT	
Visa # <input type="checkbox"/> NIV <input type="checkbox"/> IMM <input type="checkbox"/> None				Date of Visa Iss./Loc. 3/8/88 GEORGETOWN		Name on Social Security Card GLADWIN WILSON		Social Security No. 079-74-3418	
Name, Address, and Nationality of Spouse (Maiden Name, if appropriate) ELLEN WILSON, LPR OF US, GUYANA						Number & Nationality of minor Children 3 GUYANA			
Father's Name, and Nationality and Address, if Known OSCAR WILSON, GUYANA, GUYANA						Mother's Present and Maiden Names, Nationality, and Address, if Known JOHANNA WILSON, GUYANA, GUYANA			
Monies Due/Property in U.S. Not in immediate possession <input checked="" type="checkbox"/> None Claimed <input type="checkbox"/> See Form I-43				Record Checks Completed <input type="checkbox"/> None <input type="checkbox"/> Other (specify) <input checked="" type="checkbox"/> CIS <input checked="" type="checkbox"/> OACS <input checked="" type="checkbox"/> NCIC <input checked="" type="checkbox"/> NIS <input type="checkbox"/> OASIS <input type="checkbox"/> STSC				F.B.I. No. 206953DB0	
Deportation Charge(s) 237 (a) (2) (A) (iii) ; 237 (a) () () () ; 237 (a) () () () ; 212 (a) () () () ; 212 (a) () () ()						Exclusion Ground(s) R2A3			
Place a check on the appropriate box(es) if any of the following actions were completed: <input type="checkbox"/> Doc Lifted (No.) <input checked="" type="checkbox"/> Fingerprinted <input checked="" type="checkbox"/> Photographed <input type="checkbox"/> I-217 Executed						DACs Citation(s) R2A3			
Special Programs <input type="checkbox"/> OCDEF <input type="checkbox"/> Grandfathered Alien		<input type="checkbox"/> Sanctions <input type="checkbox"/> SAVE		Fraudulent Documents <input type="checkbox"/> Sanctions <input type="checkbox"/> Other		Criminal Record: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> CA <input type="checkbox"/> CO <input type="checkbox"/> SR <input checked="" type="checkbox"/> AF		Immigration Record: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Prior Deport. <input type="checkbox"/> Prior VR	
Smuggled Alien <input type="checkbox"/> Land <input type="checkbox"/> Water <input type="checkbox"/> Aircraft		<input type="checkbox"/> Claimed <input type="checkbox"/> Verified		Assistance in Apprehension <input type="checkbox"/> Sensors <input type="checkbox"/> Observation Aircraft		K-9 Patrol <input type="checkbox"/> Horse Patrol		All Terrain Vehicle <input type="checkbox"/> Other Observation Device (specify)	
Contraband: <input type="checkbox"/> Narcotics <input type="checkbox"/> Weapons		<input type="checkbox"/> Currency <input type="checkbox"/> Other		Funds in Possession NONE		Alien Initial Date		A list of free legal services has been provided: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (formal proceedings were not instituted)	
Alien has been advised of communication privileges pursuant to 8 CFR 242.2(g). Initial _____ Date _____ Narrative: Include details not shown above and whether or not eligible for special status program (e.g., TPS, etc.) SUBJECT IS A CITIZEN AND NATIVE OF GUYANA. <i>R's objected to this statement</i> SUBJECT ENTERED THE UNITED STATES AT NEW YORK, NEW YORK ON APRIL 18, 1988 AS AN IMMIGRANT. SUBJECT APPLIED FOR NATURALIZATION BUT NEVER TOOK THE OATH. - <i>R's objected to this stat.</i> SUBJECT WAS CONVICTED IN THE EASTERN DISTRICT OF NEW YORK ON APRIL 7, 1998 FOR THE OFFENSE OF COUNTERFEIT SECURITIES 18 USC 371. SUBJECT HAS NO RECORD OF APPEAL OR PETITION PENDING WITH THIS SERVICE. SUBJECT HAS NO RECORD OF UNITED STATES MILITARY SERVICE. SUBJECT HAS NO RECORD OF FAMILY TIES IN THE UNITED STATES. - <i>R's objected to this statement</i>									
Exhibit B (Signature and Title)						AGENT			
DISTRIBUTION 2 TO FILE						Received (subject and documents) (report of interview) from Officer: MATTHEW A STERMAN / AGENT 3/17/99 at 2:00 PM Disposition REQUEST NTA AND WA (Receiving Officer) <i>Bryan D. Miller SIA</i>			

U.S. Department of Justice
Immigration and Naturalization Service

Additional Charges of Inadmissibility/Deportability

In: ☒ Removal proceedings under section 240 of the Immigration and Nationality Act
☐ Deportation proceedings commenced prior to April 1, 1997 under former section 242 of the Immigration and Nationality Act

In the Matter of:

Alien/Respondent: WILSON, Gladwin

File No.: A41 928 716 Address: York County Prison, 3400 Concord Road, York, PA 19533

There is lodged against you the additional charge that you are subject to being taken into custody and deported or removed from the United States pursuant to the following provision(s) of law:

Section 101(a)(4)(R) of the Immigration and Nationality Act, as amended (the "Act"), is the basis for the charge under section 237(a)(2)(A)(iii) contained on the Notice to Appear.

In support of the additional charges above there is submitted the following factual allegation(s) ☒ in addition to ☐ in lieu of the allegations set forth in the original charging document

5. You were sentenced to more than one year for the conviction alleged at allegation No. 4 on the Notice to Appear.

Dated: 7/13/99


(Signature of Service Counsel)

Grand + fled in court 7/15/99
by PA
Baker

(Ex 2)

Additional allegations (continued):

Notice to Respondent

Warning: Any statement you make may be used against you in removal proceedings.

Alien Registration: This copy of the Notice to Appear served upon you is evidence of your alien registration while you are under removal proceedings. You are required to carry it with you at all times.

Representation: If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this Notice.

Conduct of the hearing: At the time of your hearing, you should bring with you any affidavits or other documents which you desire to have considered in connection with your case. If any document is in a foreign language, you must bring the original and a certified English translation of the document. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing.

At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the charging document and that you are inadmissible or deportable on the charges contained in the charging document. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government.

You will be advised by the immigration judge before whom you appear, of any relief from removal for which you may appear eligible including the privilege of departing voluntarily. You will be given a reasonable opportunity to make any such application to the immigration judge.

Failure to appear: You are required to provide the INS, in writing, with your full mailing address and telephone number. You must notify the Immigration Court immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the immigration judge in your absence, and you may be arrested and detained by the INS.

Certificate of Service

This charging document was served on the respondent by me on 7/18/99 in the following manner and in compliance with section 239(a)(1)(F) of the Act.

☒ in person ☐ by certified mail, return receipt requested ☐ by regular mail
(to) 6 Edwin Wilson @ Emma Court York, PA
(Alien's address)

☐ The alien was provided oral notice in the _____ language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

(Signature of respondent if personally served)

(Signature and title of officer)



U.S. Department of Justice
Immigration and Naturalization
Service
Philadelphia District
1600 Callowhill Street
Philadelphia, PA 19130

June 29, 1999

United States District Court
United States Courthouse
ATTN: Criminal Records
225 Cadman Plaza East
Brooklyn, NY 11201

Dear Sir/Madam:

Would you kindly furnish this office with a certified copy of the indictment referencing the following individual:

NAME:	Gladwin Wilson
DOB:	01/30/1959
DOCKET NO.:	97-CR-43
CHARGE:	Conspiracy to utter and possess forged and counterfeit securities, a class D felony

Please mail the document to the following address:

Department of Justice
U.S. Immigration & Naturalization Service
Office of District Counsel
ATTN: Eileen Schaller
1600 Callowhill Street, 4th Floor
Philadelphia, PA 19130

If you need any further information, please contact me at (215) 656-7146.

A handwritten signature in cursive script, appearing to read "Eileen Schaller".

Eileen Schaller
Paralegal Specialist

Exhibit C

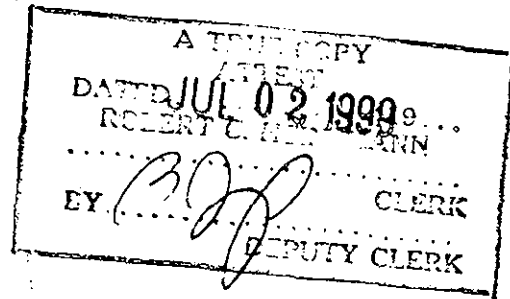
EOC:BM
F.#9605144
GWILSON.IND

FILED
IN CLERKS OFFICE
U.S. DISTRICT COURT ED. N.Y.

★ JAN 15 1997 ★

P.M.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK



-----X

UNITED STATES OF AMERICA

I N D I C T M E N T

GLADWIN WILSON, also known as
"Baldwin Wilson" and "Gladstone
"Wilson,"

CD ON 00 49
(1. 18, U.S.C., 3551 et seq.)
513(a), 2 and
3551 et seq.)

Defendant.

BLOCK 1

THE GRAND JURY CHARGES:

GO, M.

COUNT ONE

In or about and between June 1995 and July 1995, both dates being approximate and inclusive, within the Eastern District of New York, GLADWIN WILSON, also known as "Baldwin Wilson" and "Gladstone Wilson," and others did knowingly and intentionally conspire to utter and possess forged and counterfeited securities of an organization, to wit: checks from the Lyndon Baines Johnson Health Clinic (the "Clinic"), with the intent to deceive another person and organization, in violation of Title 18, United States Code, Section 513(a).

In furtherance of the conspiracy and to effect the objectives thereof, within the Eastern District of New York and elsewhere, the defendant GLADWIN WILSON, also known as "Baldwin Wilson" and "Gladstone Wilson," and others did commit and cause to be committed the following:

OVERT ACTS

a. In or about June 1995, GLADWIN WILSON, also known as "Baldwin Wilson" and "Gladstone Wilson," met with others in Brooklyn, New York and discussed how to obtain counterfeited Clinic checks.

b. On or about July 18, 1995, the defendant GLADWIN WILSON, also known as "Baldwin Wilson" and "Gladstone Wilson," and others went to Key Bank in White Plains, New York, where they deposited counterfeited Clinic checks totaling approximately \$117,000 and obtained four bank checks totaling \$40,000.

c. On or about July 18, 1995, the defendant GLADWIN WILSON, also known as "Baldwin Wilson" and "Gladstone Wilson," and others exchanged the four bank checks for \$40,000 in cash.

d. On or about July 18, 1995, the defendant GLADWIN WILSON, also known as "Baldwin Wilson" and "Gladstone Wilson," and others divided the \$40,000 in cash.

(Title 18, United States Code, Sections 371 and 3551 et seq.)

COUNT TWO

In or about and between June 1995 and July 1995, both
dates being approximate and inclusive, within the Southern
District of New York and elsewhere, the defendant GLADWIN WILSON,
also known as "Baldwin Wilson" and "Gladstone Wilson," and others
did knowingly and intentionally utter and possess forged and
counterfeited securities of an organization, to wit: checks from
the Lyndon Baines Johnson Health Clinic, with the intent to
deceive another person and organization.

(Title 18, United States Code, Sections 1001, 1002,
3551 et seq.)

A TRUE BILL

Murice Williams
FOREPERSON

ZACHARY W. CARTER
UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

BY: Bentley D. Henderson
ACTING UNITED STATES ATTORNEY
PURSUANT TO 28 C.F.R. 0.131

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-v-

GLADWIN WILSON,

Defendant.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

CASE NUMBER: CR-97-43-01 (FB)
GEORGE LEWIS, ESQ. 403-9675
14 METROTECH CENTER, SUITE 213
BROOKLYN, NY 11201
Defendant's Attorney & Address

XX pleaded guilty to count ONE OF THE INDICTMENT.

Accordingly, the defendant is ADJUDGED guilty of such count(s), which involve the following offenses:

TITLE & SECTION	NATURE & OFFENSE	COUNT NUMBER(S)
TITLE 18 USC SECTION 371	THE DEFENDANT AND OTHERS CONSPIRED TO UTTER AND POSSESS FORGED & COUNTERFEIT SECURITIES.	1

The defendant is sentenced as provided in pages 2 through of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

XX Count TWO is dismissed on the motion of the United States.

XX It is ordered that the defendant shall pay to the United States a special assessment of \$50.00 which shall be due XX immediately:

It is further ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec #079-74-3418

Defendant's Mailing Address:

3126 DWIGHT AVENUE

FAR ROCKAWAY, NY 11691

APRIL 3, 1998

Date of Imposition of Sentence

THE HONORABLE FREDERIC BLOCK

Date

A TRUE COPY ATTEST

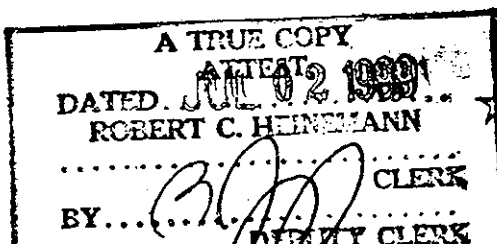
Date:

ROBERT C. HEINEMANN

CLERK OF COURT

By:

MIKE J. INNELLI
DEPUTY CLERK



FEB 20 1998

TIME AM. 10
P.M.

58

Defendant: GLADWIN WILSON
Case Number: CR-97-43-01(FB)

Judgment - Page of

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of TWELVE MONTHS (12) AND ONE DAY.

XX The Court makes the following recommendations to the Bureau of Prisons:
THAT THE DEFENDANT BE INCARCERATED IN THE NORTH EAST REGION

 The defendant is remanded to the custody of the United States Marshal.
 The defendant shall surrender to the United States Marshal for this district,

 at a.m./p.m. on

XX The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

XX before 2:00 p.m. on 5/15/98.
XX as notified by the United States Marshal.
 as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on 2-11-98 to ALF at FA, with a certified copy of this Judgment.

United States Marshal

By [Signature]

Defendant: GLADWIN WILSON
Case Number: CR-97-43-01(FB)

Judgment - Page of

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of THREE (3) YEARS WITH THE FOLLOWING SPECIAL CONDITION: THAT HE MAKE RESTITUTION TO KEY BANK IN THE SUM OF \$10,000.00 ACCORDING TO THE FOLLOWING SCHEDULE; \$3,000.00 BY THE END OF THE FIRST YEAR, \$3,000.00 BY THE END OF THE SECOND YEAR, AND \$4,000.00 BY THE END OF THE THIRD YEAR.

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

— The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: GLADWIN WILSON
Case Number: CR-97-43-01(FB)

Judgment - Page 2 of 3

XX The court adopts the factual findings and guideline application in the presentence report.

OR

___ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary)

Guideline Range Determined by the Court:

Total Offense Level: 13

Criminal History Category: I

Imprisonment Range: 12 to 18 months

Supervised Release Range: 2 to 3 years

Fine Range: \$ 2,000.00 to \$ 20,000.00

XX Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$

___ Full restitution is not ordered for the following reason(s):

XX The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

___ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

___ The sentence departs from the guideline range

___ Upon motion of the government, as a result of defendant's substantial assistance.

___ for the following reason(s):

Defendant: GLADWIN WILSON
Case Number: CR-97-43-01 (FB)

Judgment - Page of

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all questions by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this judgment.

JUL-07-1999 08:48
Immigration Service

NS DISTRICT COUNSEL

215 556 148 P. 12/14
NOTICE TO Appeal

In removal proceedings under 240 of the Immigration and Nationality Act

File No: A41 928 716

In the Matter of:

Respondent: Gladwin WILSON INMATE# 47748-053 PRD 6/15/99

LSCI ALLENWOOD, P.O. BOX 1500
WHITE DEER

PA 17887

(570) 547-1990

(Number, street, city, state and ZIP code)

(Area code and phone number)

- ☐ 1. You are an arriving alien.
- ☐ 2. You are an alien present in the United States who has not been admitted or paroled.
- ☒ 3. You have been admitted to the United States, but are deportable for the reasons stated below.

The Service alleges that you:

You are not a citizen or national of the United States; A

You are a native of Guyana and a citizen of Guyana; A

You were admitted to the United States at New York, New York on or about April 18, 1988 as an Immigrant; A

You were, on April 7, 1998, convicted in the United States District Court at the Eastern District of New York for the offense of the defendant and others conspired to utter and possess forged and counterfeit securities, in violation of Title 18, United States Code, Section 371. D

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

Section 237(a)(2)(A)(iii) of the of the Immigration and Nationality Act (Act), as amended, in that, at any time after admission, you have been convicted of an aggravated felony as defined in section 101(a)(43) of the Act. D

☐ This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution.

☐ Section 235(b)(1) order was vacated pursuant to: ☐ 8 CFR 208.30(f)(2) ☐ 8 CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at: IMMIGRATION COURT, 1600 CALLOWHILL STREET, ROOM 400, PHILADELPHIA, PA 19130

on TO BE SET at TO BE SET to show why you should not be removed from the United States based on the charge(s) set forth above.
(Date) (Time)

Acting IHP DIRECTOR
(Signature and Title of Issuing Officer)

Date: APR 05 1999

ALLENWOOD, PA
(City and State)

Exhibit D
See reverse for important information

JUL-07-1999 08:49

NO DISTRICT COUNSEL
reverse for important information

215 556 1148 9.13/14

Warning: Any statement you make may be used against you in removal proceedings.

Alien Registration: This copy of the Notice to Appear served upon you is evidence of your alien registration while you are under removal proceedings. You are required to carry it with you at all times.

Representation: If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 3.16. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this Notice.

Conduct of the hearing: At the time of your hearing, you should bring with you any affidavits or other documents which you desire to have considered in connection with your case. If any document is in a foreign language, you must bring the original and a certified English translation of the document. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing.

At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear and that you are inadmissible or deportable on the charges contained in the Notice to Appear. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government.

You will be advised by the immigration judge before whom you appear, of any relief from removal for which you may appear eligible including the privilege of departing voluntarily. You will be given a reasonable opportunity to make any such application to the immigration judge.

Failure to appear: You are required to provide the INS, in writing, with your full mailing address and telephone number. You must notify the Immigration Court immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the immigration judge in your absence, and you may be arrested and detained by the INS.

Request for Prompt Hearing

To expedite a determination in my case, I request an immediate hearing. I waive my right to have a 10-day period prior to appearing before an immigration judge.

(Signature of Respondent)

Before:

Date: _____

(Signature and Title of INS Officer)

Certificate of Service

This Notice to Appear was served on the respondent by me on APR 05 1999 in the following manner and in compliance with section 239(a)(1)(F) of the Act: (Date)

☒ in person ☐ by certified mail, return receipt requested ☐ by regular mail

☒ Attached is a list of organizations and attorneys which provide free legal services.

☒ The alien was provided oral notice in the ENGLISH language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

Padin Wilson
(Signature of Respondent, or Person Served)

MATTHEW A. STRAHAN
AGENT

U.S. DEPARTMENT OF JUSTICE
Executive Office for Immigration Review
Office of the Immigration Judge

In the Matter of:

Case No.: A

Docket:

RESPONDENT

IN DEPORTATION PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on 10/15/99.
This memorandum is solely for the convenience of the parties. If the proceedings should be appealed, the Oral Decision will become the official decision in this matter.

- ☒ The respondent was ordered deported to Guatemala.
- ☐ Respondent's application for voluntary departure was denied and respondent was ordered deported to _____ or in the alternative to _____.
- ☐ Respondent's application for voluntary departure was granted until _____, with an alternate order of deportation to _____ or _____.
- ☒ Respondent's application for asylum was () granted () denied () withdrawn () other.
- ☒ Respondent's application for withholding of deportation was () granted () denied () withdrawn () other.
- ☐ Respondent's application for suspension of deportation was () granted () denied () withdrawn () other.
- ☐ Respondent's application for waiver under Section _____ of the Immigration and Nationality Act was () granted () denied () withdrawn () other.
- ☐ Respondent's application for _____ was () granted () denied () withdrawn () other.
- ☐ Proceedings were terminated.
- ☐ The application for adjustment of status under Section (216) (216A) (245) (249) was () granted () denied () withdrawn () other. If granted, it was ordered that the respondent be issued all appropriate documents necessary to give effect to this order.
- ☐ Respondent's status was rescinded under Section 246.
- ☒ Other CAT relief.
- ☐ Respondent was advised of the limitation on discretionary relief for failure to appear as ordered in the Immigration Judge's oral decision.

[Signature]
Immigration Judge

Date: 11/1/99

U.S. DEPARTMENT OF JUSTICE
Executive Office for Immigration Review
Office of the Immigration Judge

In the Matter of:

Case No.: A 41-928-76WILSON, GladwinDocket: York

RESPONDENT

IN DEPORTATION PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on 10/15/99
This memorandum is solely for the convenience of the parties. If the proceedings should be appealed, the Oral Decision will become the official decision in this matter.

- ☒ The respondent was ordered deported to Guyana
- ☐ Respondent's application for voluntary departure was denied and respondent was ordered deported to _____ or in the alternative to _____
- ☐ Respondent's application for voluntary departure was granted until _____, with an alternate order of deportation to _____ or _____
- ☒ Respondent's application for asylum was () granted () denied () withdrawn (X) other. preliminary
- ☒ Respondent's application for withholding of deportation was () granted (X) denied () withdrawn () other.
- ☐ Respondent's application for suspension of deportation was () granted () denied () withdrawn () other.
- ☐ Respondent's application for waiver under Section _____ of the Immigration and Nationality Act was () granted () denied () withdrawn () other.
- ☐ Respondent's application for _____ was () granted () denied () withdrawn () other.
- ☐ Proceedings were terminated.
- ☐ The application for adjustment of status under Section (216) (216A) (245) (249) was () granted () denied () withdrawn () other. If granted, it was ordered that the respondent be issued all appropriate documents necessary to give effect to this order.
- ☐ Respondent's status was rescinded under Section 246.
- ☒ Other CAT relief denied
- ☐ Respondent was advised of the limitation on discretionary relief for failure to appear as ordered in the Immigration Judge's oral decision.

[Signature]
Immigration Judge

Date: 10/15/99

Appeal: RESERVED/WAIVED (A/I/B)

U.S. Department of Justice
Executive Office for Immigration Review
Board of Immigration Appeals

OMB #1105-006
Notice of Appeal to the Board of Immigration
Appeals of Decision of Immigration Judge

<p>1. List Name(s) and "A" Number(s) of all Applicant(s)/Respondent(s):</p> <p>Gladwin Wilson A41-928-716</p> <p>! WARNING TO ALL APPLICANT(S)/RESPONDENT(S): Names and "A" Numbers of everyone appealing the order must be written in Item #1.</p>	<p>For Official Use Only</p>
--	------------------------------

2. Applicant/Respondent is currently ☒ DETAINED ☐ NOT DETAINED.
3. Appeal from the Immigration Judge's decision dated 10/15/99

4. State in detail the reason(s) for this appeal. You are not limited to the space provided below; use more sheets of paper if necessary. Write your name(s) and "A" number(s) on every sheet.

! WARNING : The failure to specify the factual or legal basis for the appeal may lead to summary dismissal without further notice unless you give specific details in a timely, separate written brief or statement filed with the Board.

I. The immigration judge misapplied the law when he found that the respondent did not meet the standard of the CAT when the court did not consider respondent's statement and evidence in the record. See Attached

II. The immigration judge made an error as to the facts when the court found the alien credible but failed to take into account his affidavit, and testimony together. Specifically, the affidavit rebutted the conclusion of the Court that the alien was not affiliated with a political organization back in his home country. See Attached

Staple Check or Money Order Here.
Include your name(s) and "A" number(s)

(Attach more sheets if necessary)

Exhibit F

5. I ☒ do ☐ do not desire oral argument before the Board of Immigration Appeals.
6. I ☒ will ☐ will not file a separate written brief or statement in addition to the "Reason(s) for Appeal" written above or accompanying this form.

WARNING: Your appeal may be summarily dismissed if you indicate in Item #6 that you will file a separate written brief or statement and within the time set for filing, you fail to file the brief or statement and do not reasonably explain such failure.



7. **X** _____
Signature of Person Appealing
(or attorney or representative)

November 11, 1999
Date

8. Mailing Address of Applicant(s)/Respondent(s)	9. Mailing Address of Attorney or Representative
Gladwin Wilson (Name)	Frank Billings Lindner (Name)
C/O 205 floral Vale Blvd. (Street Address)	205 Floral Valle Blvd. (Street Address)
 (Apartment or Room Number)	 (Suite or Room Number)
Yardley PA 19067 (City, State, Zip Code)	Yardley PA 19067 (City, State, Zip Code)

WARNING: An attorney or representative will not be recognized as counsel on appeal and will not receive documents or correspondence in connection with the appeal, unless he/she submits a completed Form EOIR-27.

CERTIFICATE OF SERVICE (Must Be Completed)

10. I Frank Lindner _____ mailed or delivered a copy of this notice of appeal
(Name)
- on 11/12/99 _____ to INS Trial Attorney _____
(Date) (Opposing Party)
- at 3400 Concord Rd. York PA 17402 _____
(Address of Opposing Party)



X _____
Signature of Person Appealing
(or attorney or representative)

Have You?

- | | |
|---|---|
| <input type="checkbox"/> Read all of the General Instructions | <input type="checkbox"/> Signed the form |
| <input type="checkbox"/> Provided all of the requested information | <input type="checkbox"/> Served a copy of this form and all attachments on the opposing party |
| <input type="checkbox"/> Completed this form in English | <input type="checkbox"/> Completed and signed the Certificate of Service |
| <input type="checkbox"/> Provided a certified English translation for all non-English attachments | <input type="checkbox"/> Attached the required fee or fee waiver request |

ATTACHMENT

The immigration judge made a finding that the alien's criminal activity was not particularly serious to bar him from withholding of deportation for torture of convention purposes. Therefore, the client was eligible for special withholding of deportation. The Court made a finding that the alien testified credibly. The Court made a finding that the alien based on his testimony did not establish a political connection sufficient enough to demonstrate a clear probability that the alien will be tortured back in his home country. He also went on to state that he did not even establish the standard necessary for withholding of deportation. The Court focused on testimony which was presented during the hearing, where the Respondent stated that he did not know the political affiliations of his business partner through the import/export business. The Court confused the facts that made the assumption that the contact person with the political organization in which the Respondent was involved with in New York City, and the business associate with his import/export business was the same person. This confusion led the Court to an improper conclusion that the Respondent did not know the political affiliation of his one and only contact in his home country, which allegedly imputed the political opinion upon him, that Respondent was a decedent. The objective facts of the record demonstrate that the Respondent faced some kind of persecution when he was in his home country. For whatever reason Respondent was traveling back to his home country yearly, however, at the exact point in time where Respondent states that he was arrested and confronted by the police on a trip back to his home country was, in fact, the last trip that Respondent took to his homeland. This coincides with the testimony where Respondent states that he left only days after arriving in his home country. Additionally, even though he established a pattern of returning back to his home country yearly, that pattern ceased after this incident.

The Respondent was involved with a political organization in New York, whose job was to support a political party back in his home country. The Respondent testified that he was accused of being a decedent, and this would be internally consistent with his claims. The Respondent testified that he worked as a recruiter attempting to bring people into the New York organization for the purposes of supporting his political party back in his home country. In the process of working as a recruiter, part of his duties was to have liaison communications with individuals back in the home country. These communications were uncovered by the government in the Respondent's home country, and when Respondent returned back home for a routine, yearly trip, he was confronted, arrested, and detained. Assuming that the Court found the Respondent credible, as it stated, and assuming that the Court made the mistake of facts as indicated above, then it would be the claim of the Respondent that the Court made an error as to the facts, which led to an improper conclusion of law. Additionally, the Court failed to consider the exculpatory evidence within the record, specifically the affidavit submitted by the Respondent. Further, the Court never stated its concerns directly to the Respondent, giving him an opportunity to clarify or explain his answers. Based on the foregoing facts, Respondent would ask that the Board of Immigration of Appeals to remand this case back to the immigration judge for further consideration.

LINDNER & LINDNER
ATTORNEYS AT LAW
205 FLORAL VALE BOULEVARD
YARDLEY, PA 19067

REMITTANCE ADVICE

60-259/319

15871

PAY One hundred and ten 00 DOLLARS

CHECK
AMOUNT

DATE	TO THE ORDER OF	HRS	GROSS	INC. TAX	SOC. SEC.	P.I.T.	MED.	LOCAL	
11-11-99	U.S. Department of Justice								

\$ 110.00

Appeal fee

Lillian

DESCRIPTION

PREMIER BANK

YARDLEY, PA

⑈015871⑈ ⑆031902591⑆ ⑈00 15883⑈

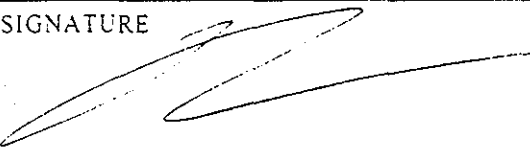
SECURITY FEATURES: MICRO PRINT BORDERS - COLORED BRICK PATTERN - WATERMARK & CARBON STRIP ON REVERSE SIDE - MISSING FEATURE INDICATES A COPY

NOTICE OF ENTRY OF APPEARANCE AS ATTORNEY OR REPRESENTATIVE
BEFORE THE BOARD OF IMMIGRATION APPEALS
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

In the Matter: <div style="text-align: center; padding: 5px;">Appeal</div>	DATE <u>Nov 11 1996</u> ALIEN NUMBER (list lead alien number and all family member alien numbers if applicable) A 41-928-716 A A
I hereby enter my appearance as attorney (or representative) for and at the request of the following named person(s):	
NAME Gladwin Wilson (Detained)	
ADDRESS (Apt. No.) (Number & Street) (City) (State) (Zip Code) Berks Detention Center Berks County PA	

Check if Applicable Item(s) below:

- ☒ 1. I am an attorney and a member in good standing of the bar of the Supreme Court of the United States or of the highest court of the following State, territory, insular possession, or District of Columbia
Supreme Court Of Pennsylvania and am not under a court
(Name of Court)
 or administrative agency order suspending, enjoying disbarring, or otherwise restricting me in practicing law.
- ☐ 2. I am an accredited representative of the following named religious, charitable, social service, or similar organization established in the United States and which is so recognized by the Board:
- ☐ 3. I am associated with _____, the attorney of record who previously filed a notice of appearance in this case and my appearance is at his/her request.
(If you check this item, also check item 1 or 2 whichever is appropriate.)
- ☐ 4. Other (Explain fully.)

SIGNATURE 	COMPLETE ADDRESS <input type="checkbox"/> Check here if this is a new address 205 Floral Vale Blvd Yardley, PA 19067
NAME (Type or print) Frank Billings Lindner Esq	TELEPHONE NUMBER 215-579-9800

PURSUANT TO THE PRIVACY ACT OF 1974, I HEREBY CONSENT TO REPRESENTATION BY AND THE DISCLOSURE TO THE FOLLOWING NAMED ATTORNEY OR REPRESENTATIVE OF ANY RECORD PERTAINING TO ME WHICH APPEARS IN ANY EOIR SYSTEM OF RECORDS:

Frank Billings Lindner

(Name of Attorney or Representative)

NAME OF PERSON CONSENTING Gladwin Wilson	SIGNATURE OF PERSON CONSENTING	DATE
---	--------------------------------	------

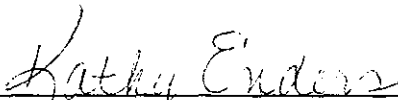
(NOTE: Execution of this box is required under the Privacy Act of 1974 where the person being represented is or claims to be a citizen of the United States or an alien lawfully admitted for permanent residence.)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.

On this 10th day of July, 2000, she served a copy of the foregoing document by placing said copy in a postpaid envelope addressed to the person hereinafter named, at the place and address stated below, which is the last known address, and by depositing said envelope and contents in the United States Mail at Harrisburg, Pennsylvania to:

Gladwin Wilson
Reg. No. 99-00345
Snyder County Prison
Unit B
600 Old Colony Rd
Selinsgrove, PA 17870-8610



KATHY ENDERS
Legal Secretary